

NORFOLK, VIRGINIA

ACTION OF THE COUNCIL

TUESDAY, NOVEMBER 17, 2015 – 7:00 P.M.

President Fraim called the meeting to order, and asked for a moment of silence as an expression of sympathy for victims of the terrorist attack in Paris. This was followed by the Pledge of Allegiance.

The following members were present: Mrs. Graves, Mrs. Johnson, Mr. Protogyrou, Mr. Riddick, Mr. Smigiel, Dr. Whibley and Mr. Winn.

President Fraim moved to dispense with the reading of the minutes of the previous meeting.

Motion adopted.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

CERTIFICATION OF CLOSED MEETING

A Resolution entitled, "A Resolution certifying a closed meeting of the Council of the City of Norfolk in accordance with the provisions of the Virginia Freedom of Information Act," was introduced in writing and read by its title.

ACTION: The Resolution as introduced was **adopted**, effective November 17, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

CEREMONIAL MATTERS

- 1) President Fraim read a Proclamation congratulating the members of Norfolk Crisis Intervention Team on their effort in implementing the CIT Program. Deputy Police Chief Boone, Community Services Board Director, Sarah Paige Fuller, Lieutenant Wayne Handley and members of the team accepted the Proclamation.
- 2) President Fraim read a Proclamation proclaiming November 16-20, 2015 American Education Week. Charletta Williams and Alicia Smith accepted the Proclamation.
- 3) President Fraim presented a plaque to Councilman Tommy Smigiel for being recognized as one the Top Forty under Forty for the Region in the Inside Business.

PUBLIC HEARING

PH-1

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on an Ordinance approving a Lease Agreement with the **Friends of Fred Heutte Foundation** as Lessee, for the property known as **1000 Botetourt Gardens** in the City of Norfolk.

Thereupon, an Ordinance entitled, “An Ordinance approving a Lease Agreement with the **Friends of Fred Heutte Foundation** as Lessee, for the property known as **1000 Botetourt Gardens** in the City of Norfolk,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective December 18, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

REGULAR AGENDA

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving the entry of the **United States Environmental Protection Agency, the Commonwealth of Virginia**, and their employees, agents, contractors and authorized representatives upon certain city owned property located at Harbor Park and various other locations within the City for the purpose of collecting surface water, groundwater, surface soil, subsurface soil, air and other samples in connection with the environmental protection agency’s performance of a targeted Brownfield’s Site Assessment,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 17, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

R-2

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving the conveyance by **Quitclaim Deed of a Utility Easement** from Richmond 20MHz, LLC d/b/a NTELOS to the City of Norfolk and authorizing the City Manager to accept the Quitclaim Deed of Easement on behalf of the City,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 17, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

R-3

Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Subsection (D) of Section 6.1-77 **SO AS TO** prohibit **tethering of animals** unless the owner or custodian is outside with the animal,” was introduced in writing and read by its title.

ACTION: Continued to December 8, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

R-4

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting \$1,386,991.00 in Assistance to Firefighters Grant Funds from the **U.S. Department of Homeland Security** and appropriating and authorizing the expenditure of the grant funds and authorizing the expenditure of local matching funds in the amount of \$138,699.00 to purchase self-contained breathing apparatus for the **Department of Fire-Rescue**,” was introduced in writing and read by its title.

Chief Jeffrey Wise, 100 Brooke Avenue, Suite 500, commented on the importance of this grant and introduced Adriane Thomas and Kimberly Boone who were instrumental in writing and obtaining the grant from Homeland Security.

ACTION: The Ordinance as introduced was **adopted**, effective November 17, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

R-5

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting additional Grant Funds in the amount of \$14,577.00 from the **Virginia Department of Criminal Justice Services for the Norfolk Criminal Justice Services (NCJS) Agency**, appropriating the funds and authorizing the expenditure of \$14,577.00 for the provision of raises for full-time NCJS employees,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 17, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

R-6

A Resolution entitled, “A Resolution appointing 7 persons to the Social Services Advisory Commission for a certain term,” was introduced in writing and read by its title.

ACTION: The Resolution as introduced was **adopted**, effective November 17, 2015.

Yes: Graves, Johnson, Riddick, Protogyrou, Smigiel, Whibley, Winn and Fraim.

No: None.

NEW BUSINESS

Victoria Love, 4419 Deacon Lane, Virginia Beach, commented that other localities give retirees a cost of living raise each year and asked council to consider same.

Jane Bethel, 1142 Little Bay Avenue, stated she supports a cost of living adjustment for retirees.

Pat MacKeil, 519 Glendale Avenue, thanked council and commented that there has been great improvements at the Therapeutic Center in Ocean View. She looks forward to Phase II of the upgrade which will bring a new kitchen and that will offer new programs for the consumers.

Christina Stokes, 7710 Doris Drive, #B, stated that she is a participant at the Therapeutic Center in Ocean View and is happy with the improvements. She would like to see the windows replaced in the Phase II of the remodeling.

Sean Thomas MacKeil, 523 Glendale Avenue, commented on the improvements at the Therapeutic Center in Ocean View and looks forward to Phase II which will bring a full scale kitchen.

Danny Lee Ginn, 3844 Dare Circle, commented on good government.